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GILA BEND POWER PARTNERS, LLC

5949 Sherry Lane, Suite 1900

Dallas, Texas 75225-6553

Telephone: (214) 210-5000

Facsimile: (214) 210-5087

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AZ CORP COMMISSION
DOCKET CONTROL

February 28, 2008

Arizona Corporation Commission

DOCKETED

FEB 29 2008

Via Overnight Delivery

Arizona Corporation Commission
Compliance and Enforcement Utility Division
1200 West Washington Street
Phoenix, Arizona 85007
Attention: Director

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Re: Self-Certification Letter – Arizona Corporation Commission – Decision #63762
Docket Control #L-00000V-01-0109 and Docket Control #L-00000V-00-0106

Dear Sir or Madam:

Gila Bend Power Partners, LLC ("GBPP" or "Applicant") submits this self-certification letter pursuant to the above Decision Number for the Certificate of Environmental Compatibility ("CEC") for GBPP's project in Gila Bend, Arizona. The power generation station and site referred to in the CEC decision has been delayed due to market conditions.

On or about December 5, 2006, the Arizona Corporation Commission issued Decision Number 69177 extending the expiration date of this CEC until April 11, 2011 (the "Extension Order"). The Extension Order added four additional conditions to the existing CEC, including among them the requirement that GBPP file a self-certification letter on or before August 1, 2007 and each August 1st thereafter describing the conditions met as of June 30 for the reporting year. The Extension Order did not specifically state whether the new August self-certification letter was *in addition to* or *in lieu of* the annual certification letter GBPP has filed each February, nor did it indicate which of the CEC conditions were to be addressed in each letter.

After consultation with the Arizona Corporation Commission staff, and out of an abundance of caution, GBPP has elected to file this self-certification letter addressing the original CEC conditions and will file an additional August letter addressing GBPP's compliance efforts as of June 30th with the additional CEC conditions contained in the Extension Order. Should your office interpret the Extension Order differently, please advise at your earliest convenience and GBPP will consolidate its self-certification letters.

The activities relating to the initial conditions established by the CEC document are as follows and the reference numbers correspond to the conditions as numbered in the original CEC:

1. The construction of the power generation station has been delayed due to market conditions; however, its construction and operation will comply with applicable air and water pollution control standards and regulations, and with all applicable ordinances, master plans, and regulations of the State of Arizona, the County of Maricopa, the United States, and any other governmental entity having jurisdiction.
2. GBPP has not, to date, executed a transmission agreement with APS or SRP. However, a copy of any transmission agreements will be forwarded to the Arizona Corporation Commission as soon as the documents are completed and signed, but in no event later than 30 days after execution.
3. GBPP's planning and design of the project will encompass:
 - a) use existing access;
 - b) minimize vegetation clearing;
 - c) revegetate or restore areas of construction disturbance;
 - d) use non-specular conductor and dulled structures;
 - e) consolidate proposed 500 kV and existing 230 kV transmission line facilities on single supporting structures (pursuant to the request of the Town of Gila Bend and members of the public);
 - f) where possible, match the transmission supporting structure height and span distance with those APS Gila River 500 kV transmission line facilities previously authorized in Case No. 102 (pursuant to the request of the Town of Gila Bend);
 - g) locate the transmission line supporting structures so that the line spans the archaeological site identified in Applicant's cultural resources study;
 - h) complete the native plant survey prior to commencement of construction, and, if necessary, develop a plant salvage program;
 - i) landscape the Watermelon Switchyard with arid plant materials; and
 - j) construct an 8' to 10' earthen berm on the west side of the Watermelon Switchyard in the location depicted in Applicant's hearing Exhibit A-4.
4. Prior to energization, a RF Frequency Identification and Mitigation Program will be instituted as required by the CEC. Further, GBPP shall put procedures and policies in place that

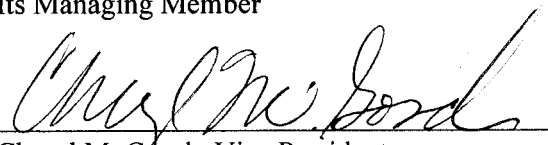
- a) make every reasonable effort to identify and correct, on a case-specific basis, all complaints of interference with radio or television signals from operation of the line and related facilities;
- b) maintain written records for a period of 5 years, of all complaints of radio or television interference attributable to operation together with the corrective action taken in response to each complaint. All complaints shall be recorded to include notations on the corrective action taken. Complaints not leading to a specific action or for which there was no resolution should be noted and explained. The record shall be signed by the project owner and also the complainant, if possible, to indicate concurrence with the corrective action or agreement with the justification for a lack of action;
- c) advise interested persons how they may express concerns or submit complaints to Applicant or the Arizona Corporation Commission when they believe the, transmission line or switchyard facilities are creating noise in excess of applicable HUD standards or causing interference with communications signals in excess of applicable FCC standards and advising that such complaints as may be filed with the Commission shall be processed pursuant to those provisions of A.A.C. R14-2-212(A) and (C) applicable to service disputes.

The items of the CEC conditions not addressed in the above Self-certification Letter are part of the overall project plan, and will be included in the plan as required by the CEC document.

Regards,

GILA BEND POWER PARTNERS, LLC

By: Sammons Power Development, Inc.,
Its Managing Member

By: 
Cheryl M. Gosch, Vice President

cc: Arizona Attorney General
Department of Commerce Energy Office
Arizona Department of Water Resources

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Decision #63762

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